IN THE HIGH COURT OF JUDICATURE AT BOMBY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7450 OF 2006

Ganpat Ranba Mangutkar .....Petitioner.

V/s

Executive Engineer
M.B.R. & R.B. MHADA & Ors. .....Respondents.

Mr. R.V. Singh for the Petitioner.

None for Respondents.

ALONGWITH
WRIT PETITION NO.7451 OF 2006

Aba Ganpat Patil ....Petitioner.

V/s

Executive Engineer,
M.B.R. & R.B., MHADA & Ors. ....Respondents.

Mr. R.V. Singh for the Petitioner.

None for Respondents.

CORAM: **H.S. BEDI, C.J.,** &
V.M.KANADE, J.

DATE : **NOVEMBER 14, 2006**

P.C.

1. We have heard the learned Counsel for the parties.

2. On reading para 12 of the Order dated 15th & 20th April, 2005 passed by the Division Bench in Writ Petition No.6055 of 2004, it can be seen that the petitioners had forfeited their right to claim even one shop. However, the respondents had offered them a premises on certain terms and conditions. We are, therefore, of the opinion that Petitioners cannot, by any stretch of imagination, claim allotment of two shops in view of the fact that they did not have any legal right to claim even one as per para 12 of the said order dated 15th & 20th April, 2005.

3. We find no merit in these Petitions. Both these Petitions are accordingly dismissed.

CHIEF JUSTICE

V.M. KANADE, J.